

AMENDED IN ASSEMBLY APRIL 11, 2005

CALIFORNIA LEGISLATURE—2005—06 REGULAR SESSION

ASSEMBLY BILL

No. 1097

Introduced by Assembly Member Mullin

February 22, 2005

An act to add Section 46300.8 to the Education Code, *and to amend Section 12302 of the Elections Code*, relating to pupils.

LEGISLATIVE COUNSEL'S DIGEST

AB 1097, as amended, Mullin. ~~Pupil attendance~~ *Pupils*: precinct board membership.

Existing law authorizes a pupil to be excused from school for specified reasons, including for the purpose of serving as a member of a precinct board for an election. Existing law provides that excused absences for those specified reasons are, nevertheless, absences for the purpose of determining average daily attendance and do not generate state apportionment payments.

This bill would, for purposes of determining the average daily attendance generated by a pupil enrolled in a history or social science course required by a school district as a condition of receiving a high school diploma, deem a pupil serving as a member of a precinct board for an election to be under the immediate supervision, as defined, of the certificated teacher of that history or social science course.

Existing law requires that each member of a precinct board be a voter of the county, except that an elections official may appoint not more than 5 students per precinct to serve under the direct supervision of designated board members, as specified. Among other qualifications, such a student must be a senior having at least a 2.5 grade point average.

This bill would revise those qualifications to authorize the appointment of a senior or junior having at least a 2.5 grade point average.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 46300.8 is added to the Education
2 Code, to read:

3 46300.8. For purposes of determining the average daily
4 attendance generated by a pupil enrolled in a history or social
5 science course required by a school district as a condition of
6 receiving a high school diploma, a pupil serving as a member of
7 a precinct board for an election pursuant to Section 12302 of the
8 Elections Code is under the immediate supervision, as defined in
9 Section 46300, of the certificated teacher of that history or social
10 science course.

11 SEC. 2. Section 12302 of the Elections Code is amended to
12 read:

13 12302. (a) Except as provided in subdivision (b), a member
14 of a precinct board shall be a voter of the state. The member may
15 serve only in the precinct for which his or her appointment is
16 received.

17 (b) In order to provide for a greater awareness of the elections
18 process, the rights and responsibilities of voters and the
19 importance of participating in the electoral process, as well as to
20 provide additional members of precinct boards, an elections
21 official may appoint not more than five students per precinct to
22 serve under the direct supervision of precinct board members
23 designated by the elections official. A student may be appointed,
24 notwithstanding lack of eligibility to vote, subject to the approval
25 of the board of the educational institution in which the student is
26 enrolled, if the student possesses the following qualifications:

27 (1) Is at least 16 years of age at the time of the election to
28 which he or she is serving as a member of a precinct board.

29 (2) Is a United States citizen or will be a citizen at the time of
30 the election to which he or she is serving as a member of a
31 precinct board.

- 1 (3) Is a student in good standing attending a public or private
- 2 secondary educational institution.
- 3 (4) Is a senior *or junior* and has a grade point average of at
- 4 least 2.5 on a 4.0 scale.
- 5 (c) A student appointed pursuant to subdivision (b) may not be
- 6 used by a precinct board to tally votes.

O